



Order Filed on March 14, 2018  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

DISTRICT OF NEW JERSEY  
UNITED STATES BANKRUPTCY COURT

**Caption in Compliance with D.N.J. LBR 9004-2(c)**

Richard J Tracy, III, Esq. (ID #079152013)  
SCHILLER, KNAPP, LEFKOWITZ &  
HERTZEL, LLP  
A LLP Formed in the State of New York  
30 Montgomery Street, Suite 1205  
Jersey City, New Jersey 07302  
(518) 786-9069  
Attorneys for Creditor, TD Bank, N.A.

In Re:

ALAN M SMITH,

Debtor.

Case No.: 17-28032-MBK

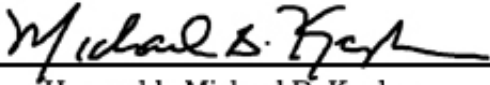
Judge.: Michael B. Kaplan

Chapter: 13

**ORDER RESOLVING OBJECTION TO CONFIRMATION**

**The relief set forth on the following pages, numbered two (2) is hereby ORDERED.**

**DATED: March 14, 2018**

  
Honorable Michael B. Kaplan  
United States Bankruptcy Judge

DISTRICT OF NEW JERSEY  
UNITED STATES BANKRUPTCY COURT

Caption in Compliance with D.N.J. LBR 9004-2(c)

Richard J Tracy, III, Esq. (ID #079152013)  
SCHILLER, KNAPP, LEFKOWITZ &  
HERTZEL, LLP

A LLP Formed in the State of New York  
30 Montgomery Street, Suite 1205  
Jersey City, New Jersey 07302  
(518) 786-9069  
Attorneys for Creditor, TD Bank, N.A.

In Re:

ALAN M SMITH,

Debtor.

Case No.: 17-28032-MBK

Judge.: Michael B. Kaplan

Chapter: 13

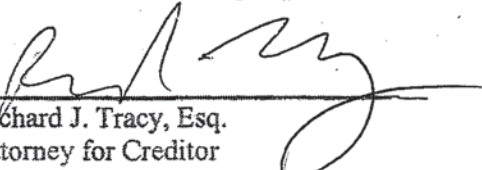
CONSENT ORDER RESOLVING  
OBJECTION TO CONFIRMATION

WHEREAS, TD Bank, N.A. (hereinafter "creditor") filed an Objection to Confirmation; and


WHEREAS, the parties wish to resolve their differences regarding this matter;

NOW THEREFORE, it is ordered that:

1. The debtor shall continue to make his monthly post-petition mortgage payments, pursuant to the terms of his Note and Mortgage, directly to the creditor and outside the Chapter 13 Plan.
2. The debtor shall pursue loss mitigation with the Creditor. In the event debtor is unable to enter a loan modification with the Creditor by May 1, 2018, or unless extended by the Court, then the debtor shall file an Amended Plan to cure pre-petition arrears through the Chapter 13 Plan within thirty (30) days.

  
Richard J. Tracy, Esq.  
Attorney for Creditor  
Schiller, Knapp, Lefkowitz & Hertzelt, LLP  
30 Montgomery St, Suite 1205  
Jersey City, New Jersey 07302

Dated: 3/13 2018

  
James Cerbone, Esq.  
Attorney for Debtor  
2430 Highway 34, Building B  
Suite 22  
Wall, New Jersey 08736

Dated: March 12, 2018